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FIRM and AFFILIATE OFFICES

ANTHONY J. COSTANTINI
DIRECT DIAL: +1 212 692 1032
PERSONAL FAX: +1 212 202 4715
E-MAIL: AJCostantini@duanemorris.com

www.duanemorris.com

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September 4, 2019

VIA ECF

Honorable Andrew L. Carter, Jr.
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: Lovati et al. v. Petróleos De Venezuela, S.A. – 19-cv-04799

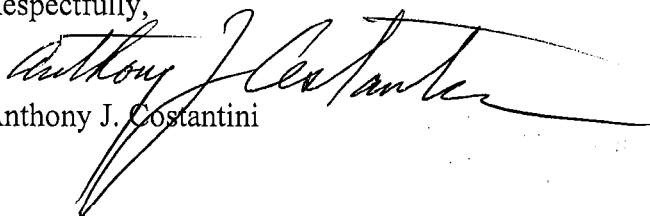
Your Honor:

We represent the plaintiffs in the above-captioned case. As you know, defendant Petróleos De Venezuela S.A., has moved to dismiss plaintiffs' complaint, or, in the alternative, to stay the proceedings for 120 days. We will oppose both motions, and we are in the process of preparing a response. However, we have a preliminary question about what appears to be a violation of your Individual Practices.

It is our understanding of ¶ 2. A. of your Individual Practices that no motion to dismiss or motion to stay can be made without first requesting a pre-motion conference. In the absence of such a request, the motions would appear to have been inappropriate at this time. We would suggest that the motions be struck or, in the alternative, voluntarily withdrawn until your Practices are followed.

Thank you for your attention to this matter.

Respectfully,


Anthony J. Costantini

AJC/gg

DUANE MORRIS LLP

1540 BROADWAY, NEW YORK, NY 10036-4086
DM3\6052638.1

PHONE: +1 212 692 1000 FAX: +1 212 692 1020

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Honorable Andrew L. Carter, Jr.
September 4, 2019
Page 2

cc: Dennis Tracey, Esq.
Rudolph Di Massa, Esq.
Nathan Abramowitz, Esq.
Kevin P. Potere, Esq.